

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Michael Anthony Acosta

Write the full name of each plaintiff.

CV  
(Include case number if one has been assigned)

-against-

Do you want a jury trial?

☐ Yes ☐ No

Steven M. Ross, David Katz,

Lauren Geer, Melissa Singer,

Nicholas ~~Chen~~ Caroline, Yvonne Higdon, Related Management Co. and Partners  
of RMC

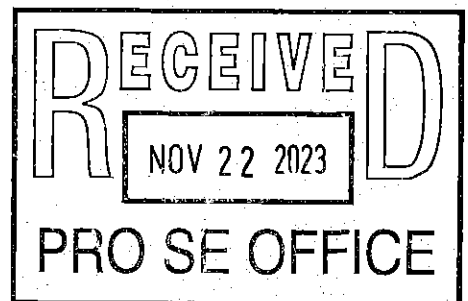
Write the full name of each defendant. The names listed above must be identical to those contained in Section I.

Southeast towers, 58 Fulton St.  
Middletown NY 10943

EMPLOYMENT DISCRIMINATION COMPLAINT

NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.



**I. PARTIES****A. Plaintiff Information**

Provide the following information for each plaintiff named in the complaint. Attach additional pages if needed.

Michael A Acosta  
First Name Middle Initial Last Name

240 Browns Rd  
Street Address

Orange County Westtown NY 10998  
County, City State Zip Code

645-978-8874  
Telephone Number

~~10998~~ manthonyacosta@yahoo.com  
Email Address (if available)

**B. Defendant Information**

To the best of your ability, provide addresses where each defendant may be served. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are the same as those listed in the caption. (Proper defendants under employment discrimination statutes are usually employers, labor organizations, or employment agencies.) Attach additional pages if needed.

Defendant 1: Stephen M Ross Related Companies  
Name  
30 Hudson Yards #72  
Address where defendant may be served  
NY NY 10001  
County, City State Zip Code

Defendant 2: David KATZ (esq.)  
Name  
30 Hudson Yards #72  
Address where defendant may be served  
NY NY 10001  
County, City State Zip Code

Defendant 3:

Lauren Goer  
 Name  
~~Related Companies~~ 30 Hudsonyards #  
 Address where defendant may be served  
NY NY 10001  
 County, City State Zip Code

**II. PLACE OF EMPLOYMENT**

The address at which I was employed or sought employment by the defendant(s) is:

Related Management / Site: Southeast Towers  
 Name  
60 Columbus Cir. / 55 Fulton St.  
 Address  
NY NY / Orange Co. Middletown NY 10940  
 County, City State Zip Code

**III. CAUSE OF ACTION****A. Federal Claims**

This employment discrimination lawsuit is brought under (check only the options below that apply in your case):

- ☐ Title VII of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000e to 2000e-17, for employment discrimination on the basis of race, color, religion, sex, or national origin

The defendant discriminated against me because of my (check only those that apply and explain):

- ☐ race: \_\_\_\_\_
- ☐ color: \_\_\_\_\_
- ☐ religion: \_\_\_\_\_
- ☐ sex: \_\_\_\_\_
- ☐ national origin: \_\_\_\_\_

## EEOC Rebuttal to RMC

Employer leadership violated Title I of the Americans with Disabilities Act of 1990 (the "ADA")(1) requires an employer(2) to provide reasonable accommodation to qualified individuals with disabilities who are employees or applicants for employment, unless to do so would cause undue hardship. "In general, an accommodation is any change in the work environment or in the way things are customarily done that enables an individual with a disability to enjoy equal employment opportunities."

Employer Discrimination in trying create hardship to terminate or remove injured worker from job position and home as provided as portion of title salary.

Employer represented and treated employees injuries as a fraud. Employer Failed to properly report injury and denied reasonable accommodation which would allow injured employee the opportunity to concentrate on RTW.

Staff went as far as fabricating lies to fit their motives and harassment by threats and changing locks and throwing away personal property of injured employee and denied access of injured employee to retrieve his property.

I was falsely accused and detained at my door for over 30 minutes on may 13 th, 2022 at 10:00 am by Middletown Police Officer M. Ruppert badge. No. 1889, for suspected larceny whom claimed RMC said I broke in the shop and took my tools! That I told them the night before( which I never saw spoke to or communicated with)tha I want my tools and the next night the place got broken in and that â was the only person with a key besides Yalitza!!! I turn my keys in orchestrated by Mr Katz Esq and Emily S. Schierhorst, Esq so Yalitza and I could text to arrange my coming to office to turn work keys in. Furthermore more at least a dozen employees have the keys to the shop that would include police fire and ambulance TallOaks site and overlook site all have keys for the shop.

RMC Staff also discriminated against injured employee by creating special circumstances which caused injured employee undue hardships. Yvone Higdon made it her sole responsibility to be there on 3 or 4 occasions instead or allowing site staff to perform job tasks as we normally do for any resident or employee. When I had to make special arrangements to have people from out of county and state come to help me get my property as I am Injured and canât do it my self and have no family or loved ones to help locally yet they had to adjust their schedule to Yvones rather than let Dwan the supt of overlook or Justin super of tall oaks or even Sheraton this would be normal procedure for anyone else but it was opportunity for Yvone to retaliate to try to provoke an incident.

After two attempts when we finally got 2 Hr to get all my things when we got in the shop and everything was in piles and pushed over the staff even pulled the entire draws out from the desks and dumped them in a pile this included garbage company properly and my things so a dozen people had to stand by while I tried to pick through what was mine and not! Then when I said these two Mike and Leon should be fired for this she said itâs always like this Mike I said really the draws out in piles lock the company just bought at \$65 each in piles she then started yelling âThis is My time I took to do you a favor to get your thingsâ I told her No itâs all the people that came here to help med time Yvone and itâs being wasted.

I did not get my things after two more attempts with Yvone and their Housing attorney where again my thing were this time Nov 14 th they put my thing out like an eviction would

## EEOC Rebuttal to RMC

Employer leadership violated Title I of the Americans with Disabilities Act of 1990 (the "ADA") (1) requires an employer (2) to provide reasonable accommodation to qualified individuals with disabilities who are employees or applicants for employment, unless to do so would cause undue hardship. "In general, an accommodation is any change in the work environment or in the way things are customarily done that enables an individual with a disability to enjoy equal employment opportunities."

Employer Discrimination in trying create hardship to terminate or remove injured worker from job position and home as provided as portion of title salary.

Employer represented and treated employees injuries as a fraud. Employer Failed to properly report injury and denied reasonable accommodation which would allow injured employee the opportunity to concentrate on RTW.

Staff went as far as fabricating lies to fit their motives and harassment by threats and changing locks and throwing away personal property of injured employee and denied access of injured employee to retrieve his property.

I was falsely accused and detained at my door for over 30 minutes on May 13 th, 2022 at 10:00 am by Middletown Police Officer M. Ruppert badge. No. 1889, for suspected larceny whom claimed RMC said I broke in the shop and took my tools! That I told them the night before (which I never saw spoke to or communicated with) that I want my tools and the next night the place got broken in and that I was the only person with a key besides Yalitza!!! I turn my keys in orchestrated by Mr Katz Esq and Emily S. Schierhorst, Esq so Yalitza and I could text to arrange my coming to office to turn work keys in. Furthermore more at least a dozen employees have the keys to the shop that would include police fire and ambulance Tall Oaks site and overlook site all have keys for the shop.

RMC Staff also discriminated against injured employee by creating special circumstances which caused injured employee undue hardships. Yvone Higdon made it her sole responsibility to be there on 3 or 4 occasions instead of allowing site staff to perform job tasks as we normally do for any resident or employee. When I had to make special arrangements to have people from out of county and state come to help me get my property as I am Injured and can't do it myself and have no family or loved ones to help locally yet they had to adjust their schedule to Yvone's rather than let Dwan the supt of overlook or Justin super of tall oaks or even Sheraton this would be normal procedure for anyone else but it was opportunity for Yvone to retaliate to try to provoke an incident.

After two attempts when we finally got 2 Hr to get all my things when we got in the shop and everything was in piles and pushed over the staff even pulled the entire drawers out from the desks and dumped them in a pile this included garbage company properly and my things so a dozen people had to stand by while I tried to pick through what was mine and not! Then when I said these two Mike and Leon should be fired for this she said it's always like this Mike I said really the drawers out in piles lock the company just bought at \$65 each in piles she then started yelling "This is My time I took to do you a favor to get your things" I told her No it's all the people that came here to help me time Yvone and it's being wasted.

I did not get my things after two more attempts with Yvone and their Housing attorney where again my things were this time Nov 14 th they put my things out like an eviction would



could not come back. Yalitza said UA needed to be 100% and everyone backed that up and refused to try to work out reasonable accommodations while working RTW and injuries. Staff going as far as false police reports false allegation reports to attorneys and investigators.

RMC still represents the lie that the apartment provided as part of salary to be a two bedroom when it was converted By on site past on site supervisor Mike? at least 3 decades ago, to accommodate his family of 3 children. This can be verified by Neline Rivera who was a family member of him and also was previous PM before Christine Hargabus, Yvone Higdon and many others Whom also could verify this is in fact as stands a Three bedroom. Again the RMC leadership twisting the facts and truth to benefit them. This lie and miss representation went as far as lying to officers of the court including 3 judges, as well as RMC Attorneys representing this and failed to not represent client who is knowingly violating rules of the court.

RMC treated my religious exemption differently from supervisor Christine Hargabus no making her fill out and file RMC religious exemption request form. When finally they made me fill out several before I had to get over the phone assistance. When approved they continued to harassment of threats of loss of job I did not take weekly PCR testing and refused to acknowledge three other type of tests approved by CDC. Discriminating when discarded 2 nd religious exemption submitted as to include PCR testing as a new religious exemption form was filed and worded with no Covid shots or PCR testing. Discriminated Employee rights violating constitutional rights to religious beliefs and practices, exemption harassing and threatening loss of livelihood and home if I did not comply with their demands.

4 tests approved by CDC: Nasal swab, mouth throat swab, Spit(saliva) and Blood. This would leave a reasonable person to believe there is some underhanded reason behind only excepting nasal swab PCR testing, such as pay for play, do to pre purchased stock piles of vaccinations and PCR test kits.

Not far fetch when one learns of the deep rooted ties Mr Ross has with politicians, medical facilities and leadership

Mr Ross also has ties to the legal field which makes it hard to get proper representation to argue against him and his team.

I guess out of sheer coincidence the Ny case handle was overloaded and it was randomly switched to Miami where he now has a building empire.

In fact it's proven impossible for me to get representation even in Florida.

Mr Ross and his legal team was given opportunity to rectify all this but ignored my attempts to reach out and remain a loyal employee reporting liabilities these rouge leaders where putting RMC at risk of. Letting Mr Ross know his legal team and HR leaders were allowing such violations to take place with no sought relief to injured workers complaints to the vp of Hr when Malissa Singer joined in with Nicholas and Yvonne's attempt of a force out. This is common practice with this leadership when they don't like someone especially if they were hired do to lack of eligible applicants once they find someone else they want to put in they force that person out or start a disciplinary crusade till they have grounds to terminate or that person quits on their own.

I was disciplined for abusing over time because I took to long on emergency on call repairs Nicholas said I was taking to long and not working the Related way

Yet I am told when I hold my help to the related way standards and timelines I am told that I

can't expect other people to work as hard fast and well as I do that I and ocd!

Yet they allowed Christopher Leon (Leon Leon) remain work when they knew he was a unfit hire but out of convince to lighten work load which resulted in bodily injuries on 9/24/2021 in the am.

Yalitza whom they made PM of Southeast Towers is the PM of TallOaks, Fri, Feb 25, 5:22 PM Yalitza texted to me it was ok to call the emergency online for the oncall staf Dwan to get access to get my property from the shop then lied to officer of the court Mr Katz who further represented Client after learning of this fabricated lie Mr Katz was told to tell Emily S. Schierhorst, Esquire my then attorney to tell me to stop calling the emergency on-call that I was told not to call and I called over the weekend I sent Emily the text Yalitza sent instructing for me to call. This attempt fit their motive to create hardship to have grounds to defame injured worker.

There was another incident that site staff tried to seize as moment of opportunity when the building was burglarized, law Inforcer was told directly by RMC staff that injured worker was the person responsible and even went as far as tell the lie I spoke with them the previous night telling them I want my things and the following night the place was broken into and that I was the only other person besides Yalitza to possess a key even thought I turned my keys into Yalitza.

Staff purposefully left my name of roster when change main entrance key fob denying access not only to injured worker but any other resident that did not get the new key fob and came after staff was gone for the day.

New Super Mike Drilled out and change lock to unit storage on apt floor which would also violate laws against landlords changing locks with out eviction

Also throwing personal property out as if injured worker was evicted and when confronted Mike R said you had long enough to get you things! This action was allowed and approved by upper management whom supervise Mike and the site.

In fact Mike's wife is a regional vp now and has his child attend work and wait in office or shop which my self and many others were not permitted to do this.

It is obvious to any reasonable person that RMC was pushing the narrative the injured employee was faking injuries.

Cheryl Beaverson RMC housing attorney whom threatened injured employee when trying to get email information to communicate with to arrange getting property from locked areas that RMC had direct control over.

The letter that was sent from Cheryl Beverson stated I was terminated in Jan of 22. Another coincidence?

This has been the atmosphere of anyone tied to RMC that I was treated as a hostile terminated employee.

On at least three occasions Yvone Higdon told injured employee "you made this hard on yourself" "this could have went easier"

And Laughing stated "micheal your not disabled" and "you did not meet the qualifications of reasonable accommodation cause I was not disabled"

Being on workers comp 100% no work and on on short term disability I believe would actually make me eligible for a reasonable accommodation.

Yvone also mode several comments in these conversations of "Oh Sued Me Michael!" "RMC would not hire my girlfriend cause she could not work together with me being her supervisor. When I was injured I asked if they could now hire her and we could stay in the

apartment they rejected that as well as my offer to pay rent or move temporarily my self or new staff in one of the 4 vacant units we had at the time with no ready applicants.

Staff made no effort to help me other than telling me come back 100% or move out!

This is a person by person rule they have on âNo Light Dutyâ

John not sure last name was let go from TallOaks because Nicholas Concoran would not except his light duty.

Yet Jim Barns and I believe Adam two previous southeast towers porters were allowed to work with light duty.

Oddly enough When Injured worker was in conflict with Christine Hargabusâs injection of her friend Jim Barns as a porter another time where I had to stand by and hire an unfit helper. Christine Hargabus in a heated moment said â what if Jim quits what are you going to doâ I replied âwhat if I quit what are you going to doâ Her reply was I could replace you with my old supt from Main Street âMikeâ.

This Mike I later find out is Mike Rivera whom is now the superintendent whom replaced me and now the current superintendent

I aslo learned his wife works for related and is now Beacon Ny area district VP.

So I do not believe I as an injured worker was afforded a proper Religious exemption and was treaded unfairly as an injured worker and not given reasonable accommodation, just met with hostility leaving me in a very dark depressed state of manic and ocd flairs which make it hard to function and make life difficult for my self and family. Was constantly harassed to get vaccination and or PCR Testing weekly. Again I must reinstate that a secondary religious form was filled including the words No PCR Testing which was ignored.

It is impossible to get any attorney to help me as soon as they here Religious exemption Covid and Whom lâm seeking to enter in court with( âRMCâ ).

Mr Katz RMC attorney should not have represented them after learning of Yalitzaâs lie that I was told not to call the on call line to get access to my property in the shop areas, and I sent my then attorney The text correspondence between self and Yalitza which in fact showed Yalitza texting telling me to call the emergency response line for the building on call.

Myself and others also had to work overtime to meet reasonable accommodation for residents to get property after hrs when they had no way to get them during business hrs. When Jim Barns was left no keys were turned in to me most likely bypassed chain of command giving to Christine. I never saw his keys and I was denied having locks rekeyed as we normally do when staff leaves or is terminated.

lâm an outsider to this area I moved here for the job from NJ where I was living at the time. lâve witnessed they keeping of whom we know and like. I guess the opportunity came to get rid of me.

I as a rehabilitated person have confirmed to the laws of society only to find that society is tied together with lies manipulation and corruption, which stem from our leaders and law makers. I am sick to see such violations from the courts my faith in the system is destroyed but I will stand my ground and fight to seek Justice in ending the common practice of violations.

Lawyers and judges looking the other way ignoring burden of proof and gaslighting.

Making it impossible to fight for oneâs constitutional rights especially going against a giant like RMC and Mr Ross.



The push of this Covid vaccine and PCR test was just after the building of Hudson Yards in NYC and there is so many legal and political ties Mr Ross has I cannot get any representation to go against him, in fact even with the lies the attorney I did find only tried to reach settlement of 19k and dropped me as a client when I refused and offered to pay the new retainer to take further action as was agreed upon when hired. In fact that was the main reason my at the time attorney left Mr Borrelli's firm.

The fact is there is clear evidence that this staff tried to get rid of an injured worker whom they deemed a problem not going along with the program and saw opportunity to do so, creating a hostile living environment and creating fabrications to try to show hardship to protect their actions and narrative.

Work duties were purposefully neglected from site staff to show hardship to get rid of injured employee. Snow removal was not done or improperly done and left for weeks melting and freezing to black ice which while having to avoid leaving or doing things in the day where we would be met with hostility or confrontation or provoked attempts to get negative reaction from me or household.

When called the on line to report black ice it was ignored when I went to the office to speak with Norma I believe her name is the office staff she said that there was no legal snow removal plan that the one that was put out by Christine Hargabus was not approved, which I know it was approved and redefined by Nicholas and or Yvone before Christine put it out.

The property standard as well as related and the town ordinance requires snow removal must be completed within 24 hrs after snow stop. I was held to standard of grass to grass snow removal all curbs any asphalt and or concrete to be cleared and salted.

To add insult to injury I was called on one of the storms to move my car and came out to find Leon Christopher (Leon Leon) moving car for residents which is not permitted.

Fair housing states if you do for one you must do for all unless they have a 504 approval. Staff was permitted to treat me and my household negatively and as if I was a hostile terminated ex employee instead of an injured employee.

Anytime I left Leon would pull in my spot and leave it there sometimes for a day or two. He stayed at friends houses and could see when my car was gone even if it was at 11 pm and went to the store I would come back and his car was there in my spot. Most of the time it was suspended reg and plates but was permitted to bring his vehicle on the property and leave it there when my self or others would not be permitted as past staff was verbally disciplined to get their vehicle legal or they can't bring it to the property in fact you needed a valid license and a vehicle which the current porter I do not believe has one as well as he was a temp they a temp service whom Christine or I would not hire due to his wandering off site and improper behavior and comments to residents. But yet now he's working there! So much for safety and following rules and hiring fit personnel.

In fact on the first or second day Leon was working after forcibly being hire against my recommendations by Christine Hargabus and Yvone Higdon, he told me he was fired from his previous employer for stealing ppe.

Leon at every chance wandered to one of his friends houses while supposed to be working, but my reports of this to Christine and Yvone fell on deaf ears. We also found out as I had to take him and pay to get his car out of impound and that his license was suspended which was another lie on his interview which when Christine and Yvone learned of this did nothing.

could not even get help in the fixer upper apartment I was able to find through a friend of a client of my girlfriend which is on a farm and as is! Meaning anything that needs to be fixed I must have fixed but can't get an affordable contractor cause I was basically shunned! If RMC granted my religious exemption request other than just on paper to look good they should not have harassed me about nasal swab PCR test when I object and told them that is still going against my religious beliefs.

If health and safety was a factor we would they should have followed protocol with snow removal and handling of my injuries and hiring fit employees not just out of convince to lessen their duties and paperwork with temp agencies and payroll, which is exactly why Yvone and Christine forced me to hire Leon Christopher (Leon Leon) when I told them he was not a fit nor was the only other applicant we had that was local. I was told all the other applicants were from Manhattan and out of county which they would need to be close enough to respond within 30 mins to after hr emergency calls. I suggested we stay working with the temp agency till we find a competent fit and was told I had to choose one of the two.

I asked Yvone "since you always claim I hired the help if they don't work out who would you pick?"

She said "Christopher Leon"

I sad ok then that who I'll pick so you can't say I made the wrong chose cause I'm going off who you think the best fit is although I think they both are not a fit!

Again every time I reported Leon's incompetence and intentional wrong doings and the liabilities that were at risk it was turn to it's me and shrugged off. Yvone claimed he would be let go on his probationary review. Supposed to be 90 day or six moths probationary hire period.

Yet they claim health and safety!

This liability caused my injuries and then I was treated as a liar and fraud. Residents we telling me they were told I was fired cause I wouldn't get the vaccine. Residents who took the vaccine stopped saying hi or acknowledge me if I pass by or even wave or say hi. I dedicated over a decade of blood sweat and tear for this company the hands and back that built this region to its height that Nicholas and Yvone get the credit for but in fact they are a very plotted pair as well as any in their circle. I believe they took it personally that it made them look bad that I would not comply with the vaccines and PCR nasal testing and so the crusade began when I got injured and with their actions reasonable believe they used this as a vantage point to get rid of a headache!

My headache is trying to get this in while trying to deal with my surgery and pt and upcoming surgeries.

While I am not enjoying the liberties and freedoms as an injured employee in fact I'm stressed and in-debt beyond my capacity to overcome.

I am paying over 300 a month for storage of my things because I can only afford this small apartment with very restricted space although I'm even luck to have it cause I would be back under the bridge if not. As was homeless just before getting hired at RMC which is why I was there best hardest most dedicated employee I remember where I came from and I don't want to go back in the streets. My mental health is crumbling with all this trying to just deal with my injuries turned into a nightmare. No attorney after hearing Covid and Religious exemption will give me the time of day although they tried to use my injuries as a fraud and created hardship and harassed an injured employee at the very least violating

- ☐ 42 U.S.C. § 1981, for intentional employment discrimination on the basis of race

My race is: \_\_\_\_\_

- ☐ Age Discrimination in Employment Act of 1967, 29 U.S.C. §§ 621 to 634, for employment discrimination on the basis of age (40 or older)

I was born in the year: \_\_\_\_\_

- ☐ Rehabilitation Act of 1973, 29 U.S.C. §§ 701 to 796, for employment discrimination on the basis of a disability by an employer that constitutes a program or activity receiving federal financial assistance

My disability or perceived disability is: \_\_\_\_\_

- ☒ Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101 to 12213, for employment discrimination on the basis of a disability

My disability or perceived disability is: unable to perform hard and skilled Duties

- ☐ Family and Medical Leave Act of 1993, 29 U.S.C. §§ 2601 to 2654, for employment discrimination on the basis of leave for qualified medical or family reasons

## B. Other Claims

In addition to my federal claims listed above, I assert claims under:

- ☒ New York State Human Rights Law, N.Y. Exec. Law §§ 290 to 297, for employment discrimination on the basis of age, race, creed, color, national origin, sexual orientation, military status, sex, disability, predisposing genetic characteristics, marital status

- ☐ New York City Human Rights Law, N.Y. City Admin. Code §§ 8-101 to 131, for employment discrimination on the basis of actual or perceived age, race, creed, color, national origin, gender, disability, marital status, partnership status, sexual orientation, alienage, citizenship status

- ☒ Other (may include other relevant federal, state, city, or county law):

Used Employee Past And Fears of Returning to Homelessness Alcohol and Heroin addiction by holding Job and Apt as leverage for me to be compliant as they wished When I would not I was Retaliated against Forcing to come Back No light Duty or move out As These individuals New of my Past and my Recovery

#### IV. STATEMENT OF CLAIM

##### A. Adverse Employment Action

The defendant or defendants in this case took the following adverse employment actions against me (check only those that apply):

- ☐ did not hire me
- ☐ terminated my employment
- ☐ did not promote me
- ☐ did not accommodate my disability
- ☒ provided me with terms and conditions of employment different from those of similar employees
- ☒ retaliated against me
- ☒ harassed me or created a hostile work environment
- ☐ other (specify): miss classification of contractor worker

##### B. Facts

State here the facts that support your claim. Attach additional pages if needed. You should explain what actions defendants took (or failed to take) *because of* your protected characteristic, such as your race, disability, age, or religion. Include times and locations, if possible. State whether defendants are continuing to commit these acts against you.

*I became segregated & labeled when not complying with mandates and applying for Religious Exemption and was forced to hire LGBT helper when helper was constantly insubordinate. Upper Management Yvonne Johnson and Nicholas Choncorine and former Property Manager failed to take proper action terminating helper which resulted in Mr. Acosta's (I) injury. After Mr. Acosta (I) did not return and was placed on Workers Compensation Staff mgrs Replacement Yalitz and Yvonne*

As additional support for your claim, you may attach any charge of discrimination that you filed with the U.S. Equal Employment Opportunity Commission, the New York State Division of Human Rights, the New York City Commission on Human Rights, or any other government agency.

*and staff tried to create hardship which resulted in injury of others, retaliated fabricated lies and force from work based apt which was part of salary without reasonable accommodation, which still remains vacant of support as they claim.*

## V. ADMINISTRATIVE PROCEDURES

For most claims under the federal employment discrimination statutes, before filing a lawsuit, you must first file a charge with the U.S. Equal Employment Opportunity Commission (EEOC) and receive a Notice of Right to Sue.

Did you file a charge of discrimination against the defendant(s) with the EEOC or any other government agency?

☒ Yes (Please attach a copy of the charge to this complaint.)

When did you file your charge? 8/5/22

☐ No

Have you received a Notice of Right to Sue from the EEOC?

☒ Yes (Please attach a copy of the Notice of Right to Sue.)

What is the date on the Notice? 8/31/23

When did you receive the Notice? 8/31/23

☐ No

## VI. RELIEF

The relief I want the court to order is (check only those that apply):

☐ direct the defendant to hire me

☐ direct the defendant to re-employ me

☐ direct the defendant to promote me

☐ direct the defendant to reasonably accommodate my religion

① ☒ direct the defendant to reasonably accommodate my disability

② ☒ direct the defendant to (specify) (if you believe you are entitled to money damages, explain that here)

- Stop Retaliation & hostility over my workers Comp claim, so that I can rehabilitate & ultimately return to work full time.
- I need proper medical treatment so I can get back to work.
- Proper housing, lost wages, storage plus costs, chronic stress & Depression of dealing with not getting help or aid from those entrusted to protect employee.
- Recover funds that worker compensation sever's at cap



**VII. PLAINTIFF'S CERTIFICATION**

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I agree to notify the Clerk's Office in writing of any changes to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

11/21/2023  
Dated

Manthony A. Acosta  
Plaintiff's Signature

Michael A. Acosta  
First Name Middle Initial Last Name

240 Browns Rd.  
Street Address

Orange Co. Westtown NY 10998  
County, City State Zip Code

(845) 978-8874 manthonyacosta@yahoo.com  
Telephone Number Email Address (if available)

I have read the attached Pro Se (Nonprisoner) Consent to Receive Documents Electronically:

☐ Yes ☐ No

If you do consent to receive documents electronically, submit the completed form with your complaint. If you do not consent, please do not attach the form.

Case Hadler transferred from <sup>manhattan</sup> Manha  
to miami 2017

Note

When RMC was Building Hudson Yards  
which Donated Millions if not Billions  
to sway Denied Approvals

General Attorney: latitia James  
Ignored Complaints for two yrs  
and No Judicial or investigation  
into Agency Violations

Sen. Pat Mahan

Failed to investigate complaints  
of Agency's violation

The System is statigically Designed  
to Keep Complaints Unwarranted  
By Gov. or agencies from getting into  
courts.

All agencies comply w/ gov to Exist  
and are protected from any suit or <sup>complaint</sup> Comp  
they do not want to be heard

Violation: Buagencies

Care of David Katz 30 Hudson Yards #72  
NY NY 10001

- ① Employer: RMC, Steve M Ross, att. ~~att.~~ KATZ  
HR. GREER, ~~HR.~~ Reg. Nicholas Conductor, ~~Dis~~ VP Wonne  
Higdon, HR. Malissa Singer, PM, Valitza  
Christina Hargabus, Leon Leon, Mike Rivera supt.  
\* /wife Dist. VP

Harrasment, Retaliation, Creating hostile  
work enviornment, Discrimination.

- ② Workers Compensation Board  
ATT. Zeggler, Walsh, Raimono, Pasternack  
current Goldstien

Insurers Somo & Basset Gallager

Judges

No Checks & Balances

Violate Due Process

Protection of ~~man~~ Rights Due

Interference with Medical RTW

Seperation of Injury Reports / self serving

Classifies who can file complaints against  
Employer #

Right to file complaint

Bias Determinations violating Fed. Rules of  
evidence.

DOJ

No checks & Balances No ~~reference~~ office  
to file complaint Violating Gov. Rules  
of Accessibility of web sites to  
the Public

Failed to protect under contract of  
law Violating Civil Rights

Sets Separate Standards of Protection  
of Civil Rights and Violation Complaints  
(Union / Non Union)

Equal Protection

Equal Employment Rights should not  
apply more for Union than Non Union

EEOC

Violated Due Process

Unmanageable Web site for Complaints ignore  
Individuals complaints

No office for Public (Local)

Unfair transfer of case from NY to Miami  
as where MR Ross has his New up coming  
Projects Dual Resides





CHERYL A. BEVERSON  
Attorney at Law  
192 Tower Drive, Suite 200  
Middletown, New York 10941

Telephone (845) 341 0008  
Facsimile (845) 341 0068

Licensed to Practice  
in New York State

July 28, 2022

Michael Acosta  
55 Fulton Street, Apt. #1-A  
Middletown, New York 10940

**NOTICE TO QUIT/ TERMINATION OF RIGHT TO OCCUPY**

RE: Southeast Towers Housing Corporation vs. Michael Acosta  
Premises: 55 Fulton Street, Apt. #1-A, Middletown, New York 10940

Dear Michael Acosta:

Please be advised that I represent your landlord, Southeast Towers Housing Corporation, in regard to the above-captioned matter and by the signature below, I have the owner's authorization to handle this matter.

Please be advised that your employment ended with Related Management as of January 2022, and you occupy the above-described unit at Southeast Towers Housing Corporation incident to your former employment.

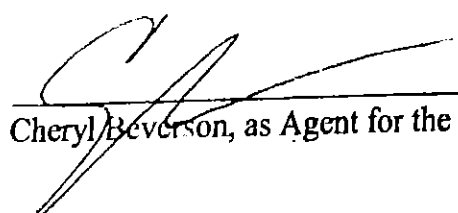
Note that you have previously been provided notice that incident to the Agreement dated April 24, 2015, you must vacate within thirty (30) days of cessation of employment with Related Management. You were provided notice to vacate by letter dated February 18, 2022. You have failed to vacate.

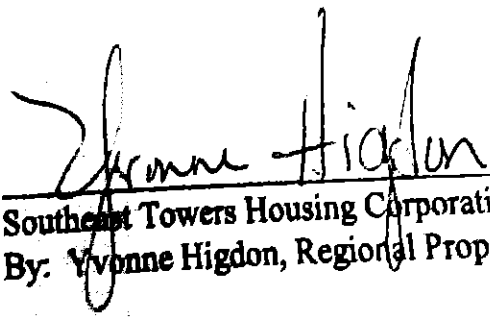
THEREFORE, this is formal notice that your right to occupy the above-described unit has ended and you must vacate within thirty days of the date you are served this notice or by September 30, 2022, whichever is sooner.

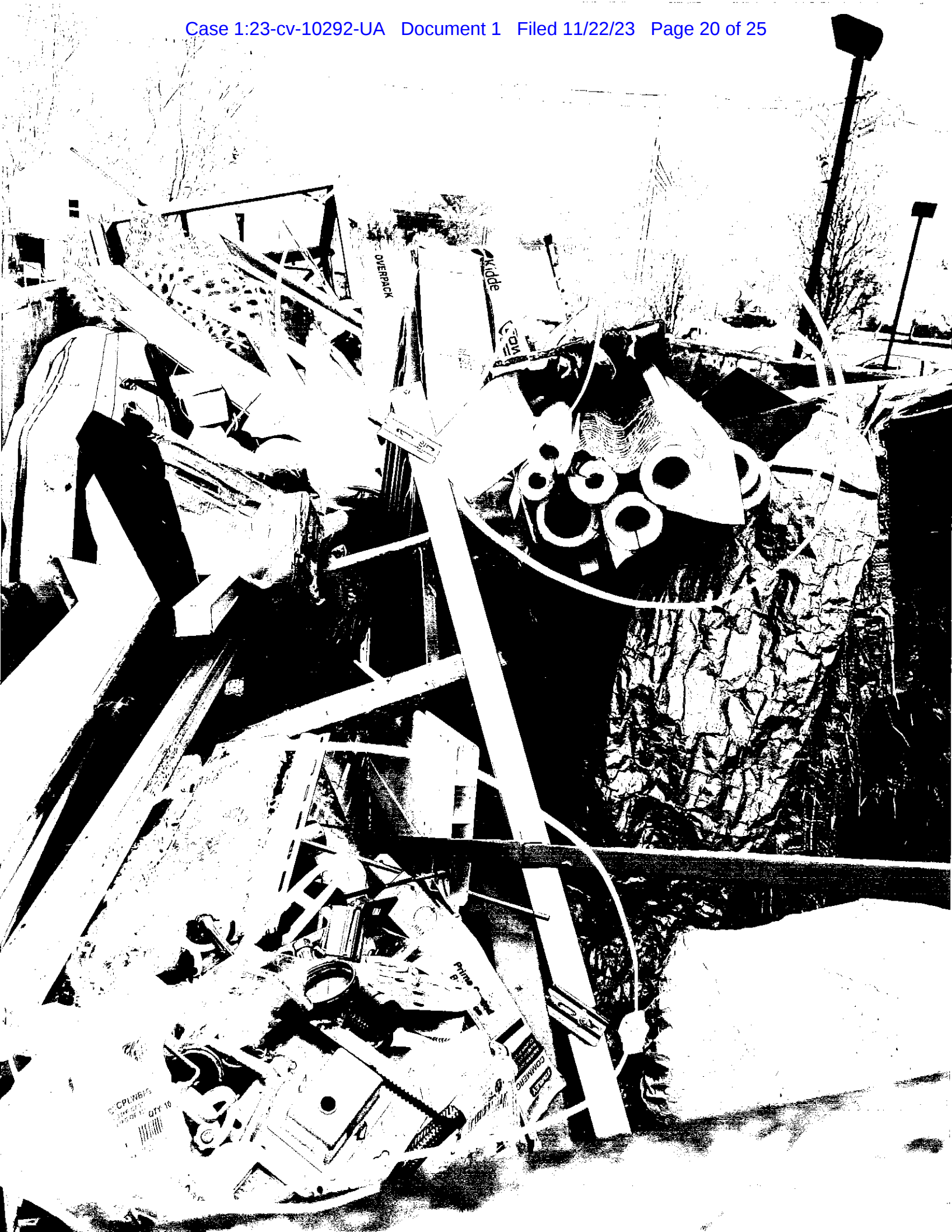
Please move out and remove all of your personal belongings within 30 days of the date you are served this notice or on or before September 30, 2022, whichever is sooner, or the landlord may commence summary proceedings (an eviction) to remove you from the premises and recover the real property.

Also note your obligations to maintain the unit in good condition and keep the unit in a clean and sanitary condition.

Sincerely,

  
Cheryl Beverson, as Agent for the landlord

  
Southeast Towers Housing Corporation- Landlord  
By: Yvonne Higdon, Regional Property Manager





Yalitza &gt;

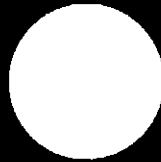
[illegible]

Good morning. Thanks  
for the update

[illegible]

3:41

Signal strength, Wi-Fi, and battery icons

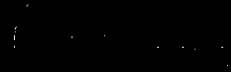


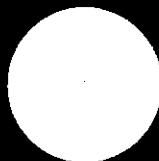
Yalitza &gt;



Hi, I am still at the site with  
everything.

We will be sure to work out a time to allow you access into the maintenance area in order to get all items that are yours with no problem. You would have to keep the site staff (either Norma or myself) posted on the time so that we can be available. I will be leaving the site at 5pm today and if you are not going to make it by then, I would have to suggest the return of the keys tomorrow morning around 10am.





Yalitza &gt;

Thu, Feb 17, 2:52 PM

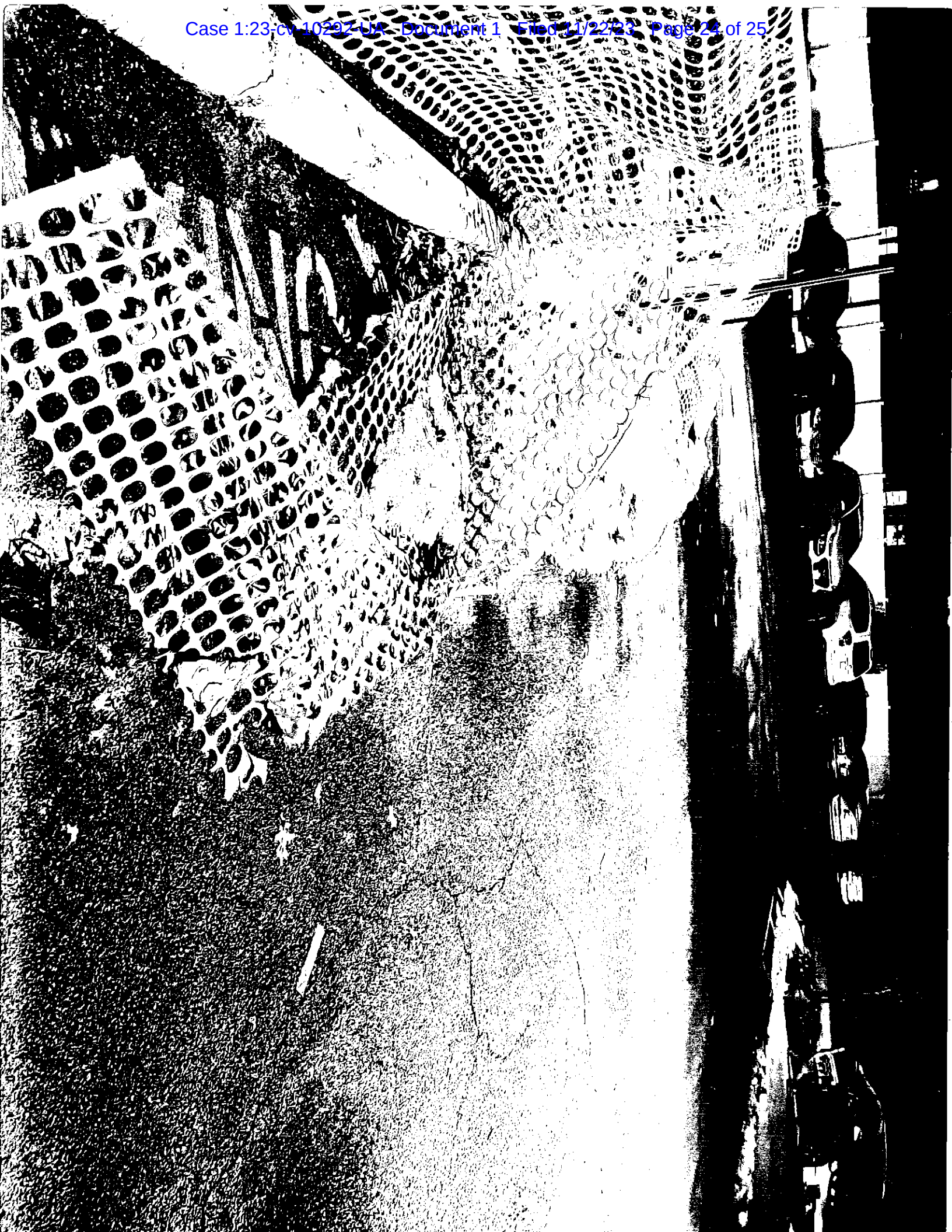
It would have cost nothing to examine the 100 minutes. The writer can't say it all.

Il film *Il mio cello* narra della storia di un  
giovane ebreo ucraino.

Thu, Feb 24, 4:18 PM

[illegible]





(9141)67568819-1

**NOTICE OF WORKERS' COMPENSATION HEARING****Virtual Hearing ID: 24242567626**State of New York  
**WORKERS' COMPENSATION BOARD**

PLACE OF HEARING	Part	Date of Hearing	Time	Carrier ID No.
New Windsor, NY 12553	1	10/25/2023	11:30 AM 12 Min	W227508
	WCB Case No.			
	G3045110		Date of Accident	Carrier Case No.
		09/24/2021	012353001995WC01	
CLAIMANT				
MICHAEL ACOSTA				

MICHAEL ACOSTA  
240 BROWNS RD  
Westtown, NY 10998-2618

CLAIMANT: Bring this notice with you. Read important information on reverse side.

**EMPLOYER** SOUTHEAST TOWERS  
WENDY RODRIGUEZ

**CARRIER** Sompco America Insurance Co  
fka Sompco Japan Ins Co

**COPIES TO** MICHAEL ACOSTA  
Ouimette, Goldstein & Andrews  
Gallagher Bassett Services Inc  
Pasternack, Tilker, Ziegler  
HealthCare Subrogation Group

**Virtual Hearings**

Today, all workers' compensation hearings are held remotely using virtual hearings. There are no in-person hearings at this time. At least two days before your hearing, go to [wcb.ny.gov/virtual-hearings](http://wcb.ny.gov/virtual-hearings) to log in and test your computer or mobile device. On the day of your hearing, follow these steps to attend.



Step 1 - 15 minutes before your hearing time, scan the QR code above or go to [wcb.ny.gov/virtual-hearings](http://wcb.ny.gov/virtual-hearings) and select "Attend your hearing."

Step 2 - Enter your information, including your Virtual Hearing ID. The Virtual Hearing ID for this hearing is 24242567626.

Step 3 - Select your role and answer any questions. Then, just wait for your hearing to begin.

If you can't attend your hearing by video, call (844) 337-6301 as early as possible on the day of the hearing and select Option 3 to let the Board know you will attend by phone. Language services are available for all workers' compensation hearings. See the enclosed explanation on using language services.

**Purpose**

Whether or not payments should be suspended or reduced. It is necessary for you to provide the Board with the most recent and up-to-date medical report from your treating doctor. Failure to produce this report may result in the reduction or suspension of your benefits. This hearing is scheduled per the request of a party of interest. Should the Workers' Compensation Law Judge determine that this request for a hearing has no reasonable grounds, the party who instituted the request for a hearing may be assessed the cost of such proceedings pursuant to WCL Section 114-a(3). The Workers' Compensation law Judge may also assess reasonable attorneys' fees against an attorney or licensed representative who has instituted such proceedings without reasonable grounds.

**Evidence to be Given**

By Claimant: Claimant to be present.

Dated: 10/06/2023

THE BOARD EMPLOYS AND SERVES PEOPLE WITH DISABILITIES WITHOUT  
DISCRIMINATION AND ASSURES HEARING LOCATIONS ACCESSIBLE  
TO THE DISABLED. CONTACT THE NEAREST BOARD OFFICE  
IF YOU HAVE SPECIAL ACCESSIBILITY NEEDS.